

CERTIFICATE OF ELECTRONIC TRANSMISSION

I hereby certify that this correspondence for Application No. 10/754,011 is being electronically transmitted to Technology Center 2167 via EFS-WEB, on July 27, 2009.

/Scott A. Stinebruner/
 Scott A. Stinebruner, Reg. No. 38,323

July 27, 2009
 Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Day et al. Art Unit: 2167
 Application No.: 10/754,011 Examiner: Kimberly M. Lovel
 Filed: January 8, 2004
 For: METHOD APPLYING TRANSITIVE CLOSURE TO GROUP BY AND ORDER BY CLAUSES

Mail Stop AF
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

**NOTICE OF APPEAL FROM
 THE PRIMARY EXAMINER TO THE BOARD OF APPEALS**

Applicant hereby appeals to the Board of Appeals from the decision of the Primary Examiner mailed April 27, 2009 finally rejecting claims 1, 3-5, 7-10, 13, 15-19 and 24-28.

The item(s) checked below are appropriate:

1. Applicant hereby petitions for a month extension of time.
 Check attached for the sum of \$.
 Please charge the sum of \$ to Credit Card per the attached Electronic Fee Sheet.
 Please apply extension of time fee to Deposit Account No. 23-3000.
2. Appeal Fee: Other than a small entity Fee: \$ 540.00
 Small Entity Status previously Fee: \$
 Requested and is still proper
 Small Entity Status Requested Fee: \$
3. Payment: Check attached for the sum of \$.
 Please charge the sum of \$ 540.00 to Credit Card per the attached Electronic Fee Sheet.
 Please charge the sum of \$ to Deposit Account 23-3000.
4. Fee Deficiencies: If any other fees or extension of time is needed to complete this transaction or if a credit is due, please apply them to Deposit Account No. 23-3000.

Respectfully submitted,

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 Telephone: (513) 241-2324
 Facsimile: (513) 241-6234

By: /Scott A. Stinebruner/
 Scott A. Stinebruner
 Reg. No. 38,323

Date: July 27, 2009